

August 12, 2019

Via ECF

Hon. Roanne L. Mann
Chief Magistrate Judge
United States District Court
For the Eastern District of New York
225 Cadman Plaza East
Brooklyn, New York 11201

Re: Joint Status Update; *Suffolk County Water Authority v. The Dow Chemical Company et al.*, No. 2:17-cv-6980-NG-RLM, and All Related Cases

Dear Judge Mann:

Pursuant to the Parties' July 29, 2019 Joint Status Report, the Parties submit this supplement to update Your Honor regarding their meet-and-confer efforts and the status of each discovery topic, identified below.

I. Initial Discovery

a. Fact Sheets

The Parties are pleased to report that they have reached agreement on the contents of the preliminary fact sheets, which they intend as replacements for initial disclosures in this action. For the Court's reference, the Plaintiff Preliminary Fact Sheet is attached hereto as Exhibit A, and the Defendant Preliminary Fact Sheet is attached hereto as Exhibit B.

The Parties have also agreed that the Fact Sheets must be completed by November 26, 2019.

b. ESI Protocol and Protective Order

The Parties are grateful to the Court for the prompt entry of its order regarding the ESI Protocol and the Protective Order, submitted previously.

II. Discovery Schedule and Further Status Conferences

The Parties have not yet agreed on a discovery schedule to govern this case and other applicable case management procedures but would ask for regularly scheduled discovery conferences (*e.g.*, the second Tuesday of the month). The Parties will inform the Court no less than three days in advance if a regularly scheduled conference is not necessary. The Parties request that the first such discovery conference take place shortly after the Fact Sheet response deadline, on or about December 10, 2019, if Your Honor's calendar permits.

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Respectfully submitted,

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